

**RESOLUTION BY
COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

08-*R* -2269

**RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT A
GRANT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT UNDER THE CDBG NEIGHBORHOOD STABILIZATION
PROGRAM (NSP) IN THE AMOUNT OF \$12,316,082.00; AND FOR OTHER
PURPOSES**

WHEREAS, under Title III of Division B of the Housing and Economic Recovery Act, 2008 (HERA), \$3.92 billion has been appropriated nationally to fund the CDBG Neighborhood Stabilization Program (NSP) for emergency assistance for redevelopment of abandoned and foreclosed homes and residential properties; and

WHEREAS, the NPS funds can only be used in accordance regulations and requirements specified under Title III of Division B of the Housing and Economic Recovery Act, 2008 (HERA); and

WHEREAS, the following eligible activities can be undertaken under NSP:

- Financing mechanisms to purchase and redevelop abandoned and foreclosed properties
- Purchase and rehabilitation of abandoned and foreclosed homes to re-sell, rent or redevelop
- Establish land banks of foreclosed homes
- Demolish blighted structures
- Redevelopment of demolished or vacant properties
- Public facilities and improvements
- Public services for counseling for those benefitting from NSP funds
- Direct homeownership assistance
- Acquisition of foreclosed and abandoned residential properties for conversion to non-residential uses

WHEREAS, definitions of properties under the Neighborhood Stabilization Program include:

- Abandoned – a home is abandoned when mortgage or tax foreclosure proceedings have been initiated for that property, no mortgage or tax payments have been made by the property owner for at least 90 days, and the property has been vacant for at least 90 days
- Foreclosed – a property “has been foreclosed upon” at this point that, under state and local law, the mortgage or tax fore closure is complete. HUD generally will not consider a foreclosure to be complete until after the title for the property has been transferred from the former homeowner under some type of foreclosure proceeding or transfer in lieu of foreclosure, in accordance with state or local law.

WHEREAS, the NPS funds can only be used to address the low and moderate income CDBG national objective with at least 25% of the funds received be spent on housing for persons at or below 50% of the area median income; these funds also can be spent on housing for persons 51-80 percent of area median income and 81-120 percent of area median income; and

WHEREAS, the City of Atlanta has been awarded \$12,316,082.00 to address critical housing and economic recovery efforts; and

WHEREAS, the City of Atlanta must submit to HUD an amendment to its 2008 Annual Action Plan of the 2004-2009 Consolidated Plan no later than December 1, 2008 to receive these funds.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: That the Mayor or her designee is hereby authorized to apply and accept \$12,316,082.00 under the CDBG Neighborhood Stabilization Program (NSP) by submitting to the U.S. Department of Housing and Urban Development an amendment to Atlanta's 2008 Annual Action Plan for the 2005-2009 Consolidated Plan.

Section 2: That all resolutions and parts of resolutions in conflict with this resolution are hereby repealed.